

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

IN RE:	§	
	§	
DEEPROOT CAPITAL MANAGEMENT,	§	
LLC, ET AL. <sup>1</sup> ,	§	BANKRUPTCY No. 21-51523
	§	
DEBTORS.	§	JOINTLY ADMINISTERED

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**TRUSTEE’S WITNESS AND EXHIBIT LIST FOR SEPTEMBER 1, 2022 HEARING ON:  
CYCLADIC PARTIES’ MOTION TO QUASH  
BANKRUPTCY RULE 2004 EXAMINATION NOTICES WITH SUBPOENA DUCES TECUM  
[RELATING TO ECF NOS. 129 AND 137]**

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John Patrick Lowe, Chapter 7 Trustee (“**Trustee**”), files this Witness and Exhibit List for the September 1, 2022 Hearing scheduled relating to the matter listed below.

**MATTERS TO BE HEARD:**

*Expedited Motion to Quash bankruptcy Rule 2004 Examination Notices with Supboena Duces Tecum* filed by Cycladic International, LLC, Cycladic, LLC and Thomas N. Andrew (collectively, the “**Cycladic Parties**”) [ECF No. 137] (the “**Motion to Quash**”)

**TRUSTEE’S WITNESSES:**

Trustee designates the following witnesses:

1. Thomas N. Andrew, individually and as representative of Cycladic International, LLC and Cycladic, LLC;
2. Any witness called or designated by any other party;
3. Any rebuttal or impeachment witnesses, as necessary; and
4. Any person present at the Hearing (live or via WebEx)

Trustee reserves the right to amend or supplement this list at any time prior to the hearing.

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<sup>1</sup> The jointly administered chapter 7 cases, along with their respective case numbers and the last four digits of each Debtor's federal tax identification number, are: In Re: Policy Services, Inc. 21-51513 (2864), In Re: Wizard Mode Media, LLC, 21-51514 (3205), In Re: deeproot Pinball LLC, 21-51515 (0320), In Re: deeproot Growth Runs Deep Fund, LLC, 21-51516 (8046), In Re: deeproot 575 Fund, LLC, 21-51517 (9404), In Re: deeproot 3 Year Bonus Income Debenture Fund, LLC, 21-51518 (7731), In Re: deeproot Bonus Growth 5 Year Debenture Fund, LLC, 21-51519 (9661), In Re: deeproot Tech LLC, 21-51520 (9043), In Re: deeproot Funds LLC, 21-51521 (9404), In Re: deeproot Studios LLC, 21-51522 (6283), and In Re: deeproot Capital Management, LLC, 21-51523 (2638), each an “**Estate**” and collectively, the “**Estates**”.

**TRUSTEE'S EXHIBITS**

Ex. #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
1	Trustee's Notice of Intention to Take Rule 2004 Examinations with Subpoena Duces Tecum [re Cycladic Parties] – ECF No. 128, filed 7/26/22				
2	Form of Confidentiality and Protective Order – Appendix H of Local Rules of U.S. District Court, Western District of Texas				
3	10/15/2019 Correspondence Cycladic, LLC to Robert J. Mueller/Policy Services, Inc.				
4	Email thread beginning 8/24/22 and ending 8/26/22 by and between Counsel for Trustee and Counsel for Cycladic Parties				
5	Summary List of Relevant Excerpts from Transcript of May 27, 2021 Testimony of Thomas N. Andrew before the United States Securities and Exchange Commission (“SEC”) in the SEC proceeding styled and numbered In the Matter of deeproot 575 Fund, LLC, File No. HO-14036-A				
6	Transcript of May 27, 2021 Testimony of Thomas N. Andrew before the United States Securities and Exchange Commission (“SEC”) in the SEC proceeding styled and numbered In the Matter of deeproot 575 Fund, LLC, File No. HO-14036-A – <b>NOTE: excerpts identified in Exhibit No. 5 listed herein are highlighted in this Transcript</b>				
	Any exhibits designated by any other party				
	Any rebuttal or impeachment exhibits				

Trustee reserve the right to amend or supplement this list at any time prior to the hearing.

Respectfully submitted,

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**ATTORNEYS FOR JOHN PATRICK LOWE,  
CHAPTER 7 TRUSTEE FOR THE JOINTLY  
ADMINISTERED CASE OF IN RE DEEPROOT  
CAPITAL MANAGEMENT, LLC ET AL.**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 8<sup>th</sup> day of April, 2022, I electronically filed the foregoing document using the CM/ECF system, which will serve the document to the following parties requesting notice. A copy of the Trustee's Exhibits will be provided via email to Counsel for the Cycladic Parties; any other party wishing to receive copies of the Trustee's Exhibits should contact the undersigned attorney.

**Via CM/ECF:**

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deeproot 575 Fund, LLC

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deeproot BonusGrowth 5 Year Debenture Fund, LLC

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deeproot Funds, LLC

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Texas Workforce Commission

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